IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.45060 of 2008
UMESH YADAV, S/o- Jamun Yadav,
Resident of Village- Supan Chak,
P.S.- Fatuha, District- Patna. :-----Petitioner.
Versus
STATE OF BIHAR:------Opposite Party

For the Petitioner : Mr. D.K.Sinha, Senior Advocate.
For the Opposite Party : Mr. Nitya Nand Tiwari, A.P.P.

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3. 08.12.2008. Heard learned counsel for the petitioner and the State.

Petitioner is an accused in a case under Section 307 and other allied Sections of the Penal Code and Section 27 of the Arms Act. He is named in the First Information Report along with four others and is alleged to have given firearm injury on the person of the injured on non-vital part, namely, hand. It is submitted on behalf of the petitioner that as the injury has been caused on non-vital part, he should be admitted to the privilege of bail as he is in jail custody since 13.04.2008.

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Considering the fact that petitioner has given gun shot injury on the hand of the injured as also has remained absconding for about three years, at this stage, I am not inclined to release him on bail. His prayer for bail is, accordingly, rejected, however, with liberty to renew prayer for bail after completing one year in jail custody.

(V.N.Sinha,J.)

P.K.P.